



IN THE UNITED STATES PATENT TRADEMARK OFFICE

In re application of: Robert A. Luciano and Raymond Bryan

Serial number: 09/419,748

5 Filed: October 16, 1999

Title: PRINTER TEAR BAR AND PRESENTER SYSTEM

Attorney docket number: 732.341 SDG.UA-Printer Tear Bar System

Group Number: 3724

10 Examiner: Flores-Sanchez, Omar

Assistant Commissioner for Patents

Washington, D.C. 20231

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OFFICE OF PETITIONS
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15 PETITION TO REVIVE APPLICATION

In response to the Notice of Abandonment mailed on March 13, 2001, the applicant petitions to revive the above-referenced application.

20 STATEMENT OF FACTS

The applicant received an Office Action that was mailed on July 18, 2000. The Office Action indicated a shortened statutory period for response of three (3) months.

The applicant's attorney filed a response package on October 27, 2000. The response package contained an Amendment B, a Petition for One-Month Extension of Time, and formal
25 drawings. Copies of these documents are provided in Exhibit A.

The applicant's attorney received a return receipt postcard from the U.S. Patent and Trademark Office. The return receipt postcard contains an OIPE date stamp that indicates that

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Date:

April 20, 2001

04/27/2001 AWONDAF1 00000032 09419748

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Name

Sheryl Hodge

Sheryl Hodge

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the response package was received by the U.S. Patent and Trademark Office on October 30, 2000. Exhibit B contains a copy of the above referenced return receipt postcard with the OIPE date stamp.

REMARKS

The applicant respectfully requests revival of the above referenced application. The copies of the documents provided with this petition establish clear evidence of the applicant's timely filing of the response package. Therefore, the application should not have been abandoned. A Credit Card Payment form for \$55.00, pursuant to 37 C.F.R. § 1.17(1), is enclosed.

CONCLUSION

If there are any questions regarding this Petition, the Commissioner is urged to promptly call the applicant's attorney, Ian F. Burns, Esq., at (775) 826-6160

Respectfully submitted,



Ian F. Burns, Attorney for Applicant(s)
Registration Number: 33,297

EXHIBIT A



IN THE UNITED STATES PATENT TRADEMARK OFFICE

In re application of: Robert A. Luciano and Raymond G. Bryan

Serial number: 09/419,748

5 Filed: October 16, 1999

Title: PRINTER TEAR BAR AND PRESENTER SYSTEM

Attorney docket number: 732.341 Luciano.UA-Printer Tear Bar System

Group Number: 3724

10 Examiner: Omar Flores-Sanchez

Assistant Commissioner for Patents
Washington, D.C. 20231

15

SUBMISSION OF FORMAL DRAWINGS

In response to the Office Action mailed on April 12, 2000 the applicant respectfully

20 submits two (2) sheets of formal drawings. The drawings do not contain new matter. The
applicant respectfully requests that the corrected drawings be accepted for use with the above-
referenced application.

CONCLUSION

25 If the examiner has any questions regarding the application or this response, the examiner
is encouraged to call the applicant's attorney, Ian F. Burns, at (775) 826-6160.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

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Date:

10-27-00

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Trademark Office.

Signature

LEANDRA CARR

Name

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Drops
7/9/01
V. Mant

In re application of: Robert A. Luciano and Raymond G. Bryan
Serial Number 09/419,748
Page 2

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ian F. Burns", written over a horizontal line.

Ian F. Burns, Attorney for Applicant(s)
Registration Number: 33,297

FIG. 1

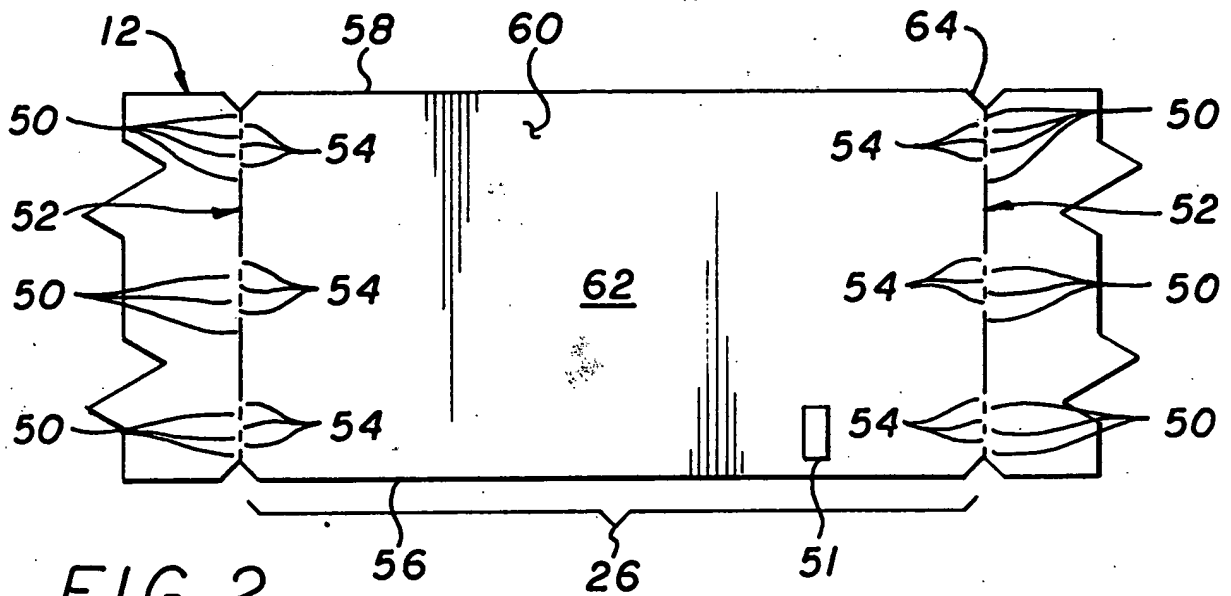
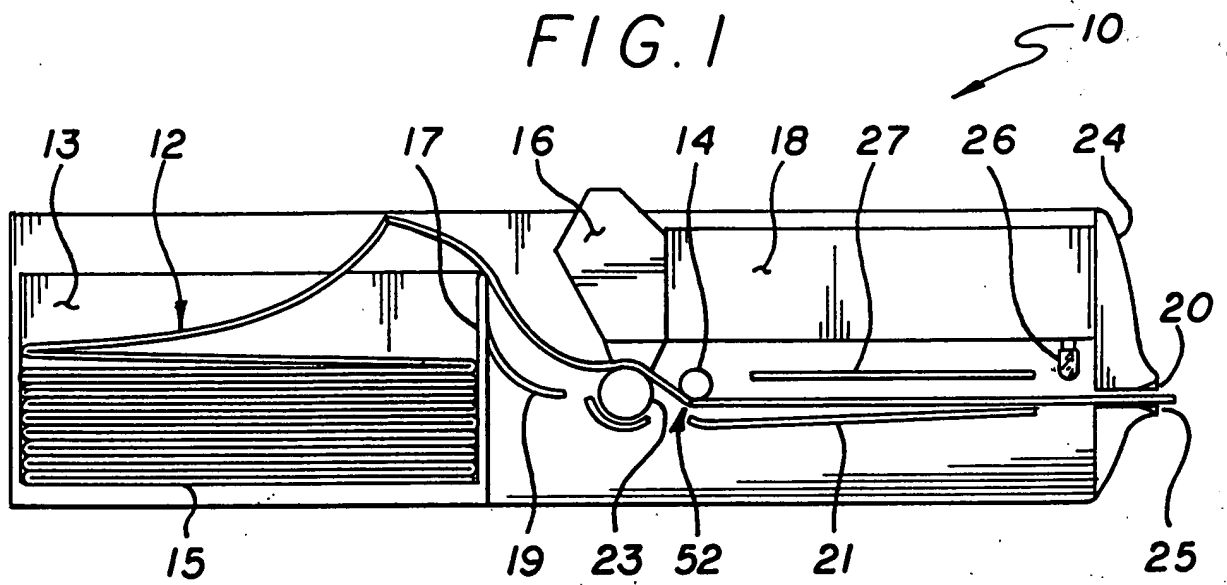


FIG. 2

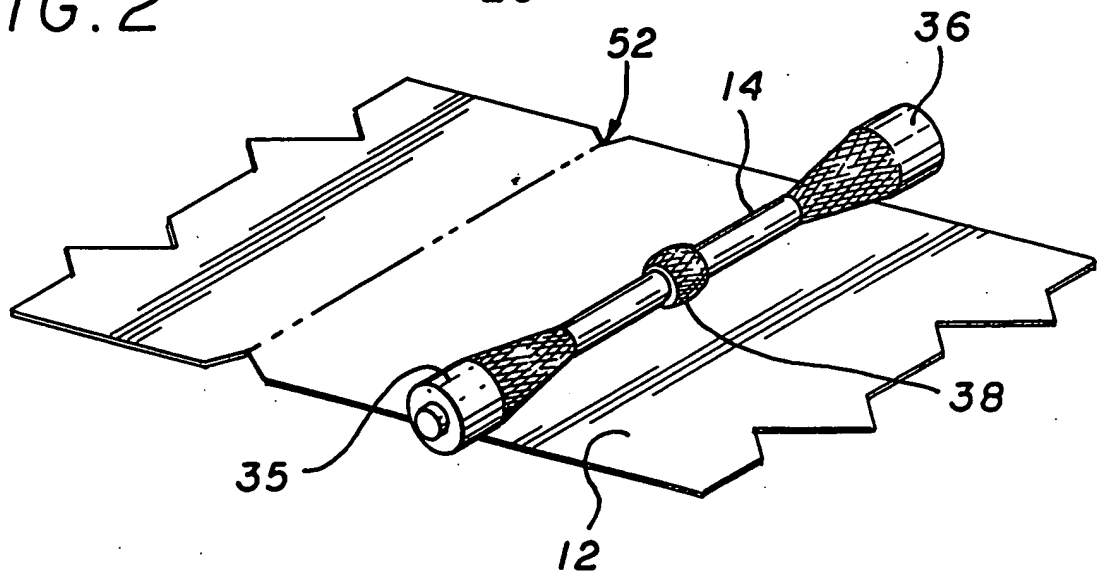


FIG. 3

FIG. 4

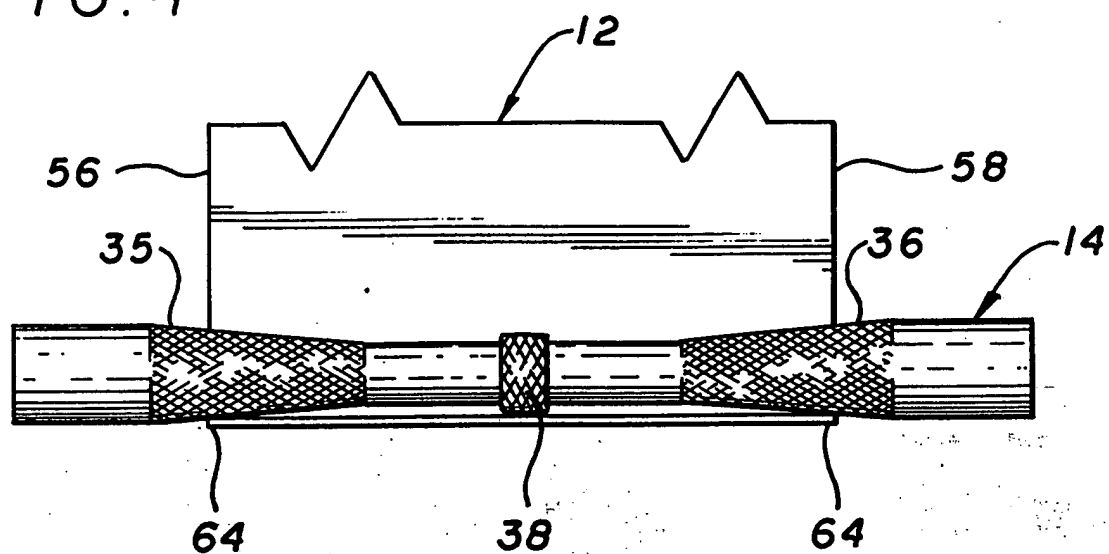


FIG. 5

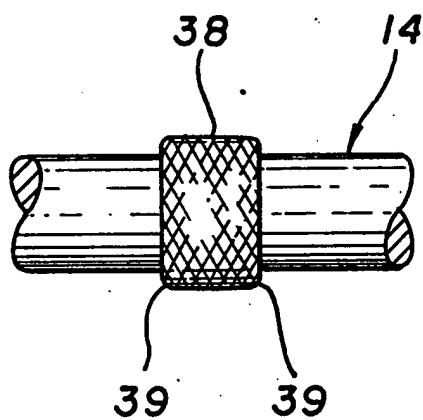
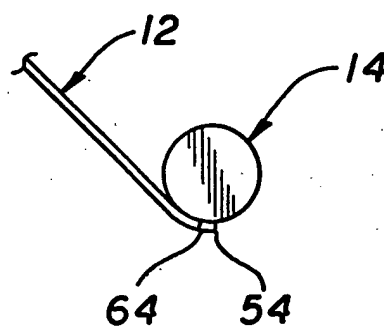


FIG. 7



FIG. 6

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)

732.400 SDG

In re Application Of Robert A. Luciano and Raymond Bryan

Application Number
09/419,748Filed
October 16, 1999

For PRINTER TEAR BAAR AND PRESENTER SYSTEM

Group Art Unit
3724Examiner
Flores-Sanches

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☒ One month (37 CFR 1.17(a)(1)) \$ 55.00
- ☐ Two months (37 CFR 1.17(a)(2)) \$ _____
- ☐ Three months (37 CFR 1.17(a)(3)) \$ _____
- ☐ Four months (37 CFR 1.17(a)(4)) \$ _____
- ☐ Five months (37 CFR 1.17 (a)(5)) \$ _____

☒ Applicant is a small entity under 37 CFR 1.9 and 1.27, therefore the fee amount shown above is reduced by one-half, and the resuming fee is: \$ 55.00

A small entity statement under 37 CFR 1.27:

- ☐ is enclosed.
- ☒ has already been filed in this application.

☒ A check in the amount of the fee is enclosed.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 500913 I have enclosed a duplicate copy of this sheet.

I am the ☐ assignee of record of the entire interest.

☐ applicant.

☒ attorney or agent of record.

☐ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a).

10/27/00

Date

Ian F. Burns

Signature

Ian F. Burns

Typed or printed name

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert A. Luciano and Raymond Bryan

Serial number: 09/419,748

5 Filed: October 16, 1999

Title: PRINTER TEAR BAR AND PRESENTER SYSTEM

Attorney docket number: 732.400 SDG.CON-Printer Tear Bar System

Group Art Unit: 3724

10 Examiner: Flores-Sanches, Omar

Box Fee Amendment

Commissioner for Patents

Washington, D.C. 20231

15

AMENDMENT B

In response to the Office Action mailed July 18, 2000, please amend the above-identified application as follows:

20

IN THE CLAIMS

Please cancel claim 4.

Please amend claims 1 and 5 as follows:

25

1. (Twice Amended) A tear bar for assisting the separation of a piece of media from a strip of media, the strip of media having a surface, a first and second side, and a center portion, the tear bar comprising:

(A) a first side portion, the first side portion being adapted to abut the surface of the strip of media adjacent to the first side of the strip of media and apply resistance on the strip of media when a longitudinal force is applied to the strip of media;

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and

- B1
- (B) a second side portion, the second side portion being adapted to abut the surface of the strip of media adjacent to the second side of the strip of media and apply resistance on the strip of media when a longitudinal force is applied to the strip of media;

wherein the tear bar is formed from an integrally formed [shaft] member having a substantially semi-circular lateral cross-section, and wherein at least one of the first or second side portions comprises a roughened surface.

- B2
5. (Amended) The tear bar of claim 1, further comprising a center portion between the first and second side portions, the center portion being adapted to abut the surface of the strip of [vouchers] media when a longitudinal force is applied to the strip of [vouchers] media.
-

✓
Please add new claims 19-29 as follows:

19. (New) The tear bar of claim 1, wherein the tear bar remains in a fixed position during feeding and separation of the strip of media.

- B3
July 21
20. (New) A tear bar for assisting the separation of a piece of media from a strip of media, the strip of media having a surface, a first and second side, and a center portion, the tear bar comprising:

- (A) a first side portion, the first side portion being adapted to abut the surface of the

strip of media adjacent to the first side of the strip of media and apply resistance on the strip of media when a longitudinal force is applied to the strip of media;
and

(B) a second side portion, the second side portion being adapted to abut the surface of the strip of media adjacent to the second side of the strip of media and apply resistance on the strip of media when a longitudinal force is applied to the strip of media;

wherein the tear bar remains in a fixed position during feeding and separation of the strip of media.

21. (New) The tear bar of claim 20, wherein at least one of the first or second side portions comprises a roughened surface.

22. (New) The tear bar of claim 20, further comprising a center portion between the first and second side portions, the center portion being adapted to abut the surface of the strip of media when a longitudinal force is applied to the strip of media.

23. (New) The tear bar of claim 22, wherein the center portion comprises a roughened surface.

24. (New) The tear bar of claim 22, wherein the center portion comprises a rounded surface.

25. (New) A tear bar for assisting the separation of a piece of media from a strip of media, the strip of media having a surface, a first and second side, and a center portion, the tear bar comprising:

- B3
- (A) a first side portion, the first side portion being adapted to abut the surface of the strip of media adjacent to the first side of the strip of media and apply resistance on the strip of media when a longitudinal force is applied to the strip of media;
 - (B) a second side portion, the second side portion being adapted to abut the surface of the strip of media adjacent to the second side of the strip of media and apply resistance on the strip of media when a longitudinal force is applied to the strip of media; and
 - (C) a center portion between the first and second side portions, the center portion being adapted to abut the surface of the strip of media when a longitudinal force is applied to the strip of media.

26. (New) The tear bar of claim 25, wherein at least one of the first or second side portions comprises a roughened surface.

27. (New) The tear bar of claim 25, wherein the center portion comprises a roughened surface.

28. (New) The tear bar of claim 25, wherein the center portion comprises a rounded surface.

B3 29. (New) The tear bar of claim 25, wherein the tear bar remains in a fixed position during feeding and separation of the strip of media.

REMARKS

Claims 1-3, 5-7 and 19-29 are pending in this application. By this amendment, claim 4 has been canceled, claims 1 and 5 have been amended and new claims 19-29 have been added. Reconsideration in view of the above amendments and the following remarks is respectfully requested. No new matter is believed added.

The Office has rejected claim 1 under 35 U.S.C. §112, first paragraph, as allegedly containing subject matter which was not described in the Specification in such a way as to enable one skilled in the art ... to make and/or use the invention. Specifically, the Office is contending that the term "shaft" of claim 1 means to transmit power and motion by rotation, in contrast to the Specification in which the tear bar is described as not rotating. Applicants have clarified the claim by replacing the term "shaft" with "member." Accordingly, withdrawal of this rejection is respectfully requested.

Claims 1-3 are rejected under 35 U.S.C. §102(b) as being anticipated by Saito et al. Applicants thank the Examiner for the courtesies extended to their representative during the telephone interview of October 10, 2000. During the interview it was agreed that: (1) the feature of the tear bar being formed from an integrally formed member having a substantially semi-circular lateral cross-section is not necessary for patentability; (2) the cited art fails to teach a tear bar that remains in a fixed position during the feeding and separation of the strip of media; and (3) claims 4-7 are allowable. Applicants have revised claim 1 to include the feature(s) of

claim 4. Thus, Applicants respectfully submits that claims 1-3 and 5-7 are in condition for allowance.

Applicants have also made a minor clarifying revision to claim 5. Specifically, Applicants have replaced the term "vouchers" with "media" to provide a proper antecedent basis. Moreover, in view of the above-referenced telephone interview, as well as the indications of allowable subject matter made in the Office Action, Applicants respectfully submit that newly added claims 19-29 are allowable.

Applicants respectfully submit that the Application is in condition for allowance. Should the Examiner believe that anything further is necessary in order to place the application in better condition for allowance, the Examiner is requested to contact Applicants' undersigned attorney at the telephone number listed below.

Respectfully submitted,



Ian F. Burns, Attorney for Applicants
Reg. No. 33,297

Dated:

Ian F. Burns & Associates, P.C.
P.O. Box 20038
Reno, NV 89515-0038
(775) 826-6160 - Telephone
(775) 825-6072 - Facsimile



Approved for use through 09/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$) 55.00

Complete if Known

Application Number 09/419,748
Filing Date October 16, 1999
First Named Inventor Robert A. Luciano
Examiner Name Flores-Sanches
Group / Art Unit 3724
Attorney Docket No. 732.341 SDG

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

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Deposit Account Name Ian F. Burns & Associates, P.C.

☒ Charge Any Additional Fee Required
Under 37 CFR §§ 1.16 and 1.17

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 690	201 345	Utility filing fee	
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 690	208 345	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	= 0
Multiple Dependent	-3** =	X	= 0

**or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 78	202 39	Independent claims in excess of 3	
104 260	204 130	Multiple dependent claim, if not paid	
109 78	209 39	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 0.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	0.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	0.00
147 2,520	147 2,520	For filing a request for reexamination	0.00
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	0.00
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	0.00
115 110	215 55	Extension for reply within first month	55.00
116 380	216 190	Extension for reply within second month	0.00
117 670	217 435	Extension for reply within third month	0.00
118 1,360	218 680	Extension for reply within fourth month	0.00
128 1,850	228 925	Extension for reply within fifth month	0.00
119 300	219 150	Notice of Appeal	0.00
120 300	220 150	Filing a brief in support of an appeal	0.00
121 280	221 130	Request for oral hearing	0.00
138 1,510	138 1,510	Petition to institute a public use proceeding	0.00
140 110	240 55	Petition to revive - unavoidable	0.00
141 1,210	241 605	Petition to revive - unintentional	0.00
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	0.00
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	0.00
581 40	581 40	Recording each patent assignment per property (times number of properties)	0.00
146 690	246 345	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00
149 690	249 345	For each additional invention to be examined (37 CFR § 1.129(b))	0.00
Other fee (specify)			0.00
Other fee (specify)			0.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 55.00

SUBMITTED BY

Name (Print/Type) Ian F. Burns

Signature

Registration No. (Attorney/Agent)

33,297

Complete (if applicable)

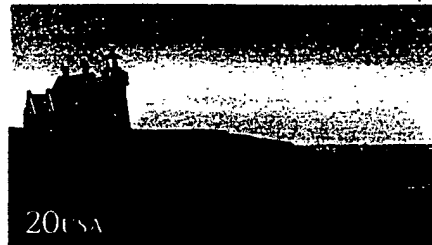
Telephone 775-826-6160

Date 10/27/00

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IAN F. BURNS & ASSOCIATES
A PROFESSIONAL CORPORATION
P.O. BOX 20038
RENO, NEVADA 89515-0038

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In re app. of: Robert A. Luciano & Raymond Ryan
Serial number: 09/419,748
Filed: October 16, 1999
Title: PRINTER TEAR BAR AND PRESENTER SYSTEM
Attorney docket number: 732.341 SDG.UA-Printer Tear Bar System

Please acknowledge receipt of the following submitted to the Patent and Trademark Office:

An Amendment B.
A Petition for a One-Month Extension of Time.
A Fee Transmittal.
A Credit Card payment form.
A Submission of Formal Drawings.
Two (2) sheets of drawings.
A transmittal letter.



In re app. of: Robert A. Luciano & Raymond Ryan
Serial number: 09/419,748
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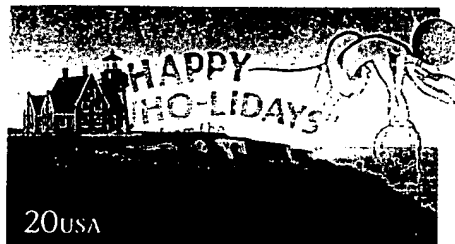
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A Credit Card payment form.
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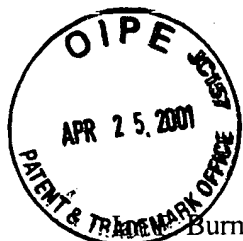


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IAN F. BURNS & ASSOCIATES, P.C.

Intellectual Property Law

P.O. Box 20038
560 East Plumb Lane
Reno, NV 89515-0038

Burns**
Robert C. Ryan**

Phone: (775) 826-6160

Fax: (775) 825-6072

E-mail: iburns@nevadapatentlaw.com

*Admitted in U.S. Patent and Trademark Office

*Admitted in California, Hawaii & Nevada

*Admitted in Illinois & Nevada

OFFICE OF PETITIONS
DEPUTY A/C PATENTS

April 20, 2001

Box FEE AMENDMENT
Assistant Commissioner for Patents
Washington, DC 20231

In re application of: Robert A. Luciano and Raymond Bryan
Serial number: 09/419,748
Filed: October 16, 1999
Title: PRINTER TEAR BAR AND PRESENTER SYSTEM
Attorney docket number: 732.341 SDG.UA-Printer Tear Bar System

Dear Sir:

The following is/are submitted to the Patent and Trademark Office for appropriate action:

1. A Petition to Revive Application with Exhibits A and B.
2. A Fee Transmittal form.
3. A Credit Card Payment Form.
4. A return receipt postcard.

Cordially yours,

Ian F. Burns

Registration Number: 33,297

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Date: April 20, 2001

FACSIMILE

☐ Transmitted by facsimile to the Patent and Trademark Office.

Sheryl Hodge
Signature

Sheryl Hodge
Name



IAN F. BURNS & ASSOCIATES, P.C.
Intellectual Property Law

P.O. Box 20038
560 East Plumb Lane
Reno, NV 89515-0038

Phone: (775) 826-6160
Fax: (775) 825-6072
E-mail: iburns@nevadapatentlaw.com

*Admitted in U.S. Patent and Trademark Office
†Admitted in California, Hawaii & Nevada
‡Admitted in Illinois & Nevada

October 27, 2000

Box Amendment FEE
Assistant Commissioner for Patents
Washington, DC 20231

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Dear Sir:

The following are submitted to the Patent and Trademark Office for appropriate action:

1. An Amendment B.
2. A Petition for a One-Month Extension of Time.
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5. A Submission of Formal Drawings.
6. Two (2) sheets of drawings.
7. A return postal card.

Cordially yours,

Ian F. Burns
Registration Number: 33,297

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envelope addressed to the Assistant
Commissioner for Patents, Washington, D.C.
20231.

Date: 10-27-00

☐ **FACSIMILE**
Transmitted by facsimile to the Patent and
Trademark Office

Signature

LEANDRA CARR
Name



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/17 (12/99)
Approved for use through 09/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$)**55.00**

Complete if Known	
Application Number	09/419,748
Filing Date	October 16, 1999
First Named Inventor	Robert A. Luciano
Examiner Name	Flores-Sanchez
Group / Art Unit	3724
Attorney Docket No.	732.341

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MAY 04 2001

METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **50,0913**

Deposit Account Name **Ian F. Burns & Associates**

☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

2. ☒ **Payment Enclosed:**

☐ Check ☐ Money Order ☒ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Code	Small Entity Code	Fee (\$)	Fee Description	Fee Paid	
101	690	201	345	Utility filing fee	
106	310	206	155	Design filing fee	
107	480	207	240	Plant filing fee	
108	690	208	345	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	= 0
Multiple Dependent	-3** =	X	= 0

**or number previously paid, if greater; For Reissues, see below

Large Entity Code	Small Entity Code	Fee (\$)	Fee Description	Fee Paid	
103	18	203	9	Claims in excess of 20	
102	78	202	39	Independent claims in excess of 3	
104	260	204	130	Multiple dependent claim, if not paid	
109	78	209	39	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 0.00

3. ADDITIONAL FEES

Large Entity Code	Small Entity Code	Fee (\$)	Fee Description	Fee Paid	
105	130	205	65	Surcharge - late filing fee or oath	0.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	0.00
147	2,520	147	2,520	For filing a request for reexamination	0.00
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	0.00
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	0.00
115	110	215	55	Extension for reply within first month	0.00
116	380	216	190	Extension for reply within second month	0.00
117	870	217	435	Extension for reply within third month	0.00
118	1,360	218	680	Extension for reply within fourth month	0.00
128	1,850	228	925	Extension for reply within fifth month	0.00
119	300	219	150	Notice of Appeal	0.00
120	300	220	150	Filing a brief in support of an appeal	0.00
121	260	221	130	Request for oral hearing	0.00
138	1,510	138	1,510	Petition to institute a public use proceeding	0.00
140	110	240	55	Petition to revive - unavoidable	0.00
141	1,210	241	605	Petition to revive - unintentional	0.00
142	1,210	242	605	Utility issue fee (or reissue)	
143	430	243	215	Design issue fee	
144	580	244	290	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	0.00
123	50	123	50	Petitions related to provisional applications	0.00
126	240	126	240	Submission of Information Disclosure Stmt	0.00
581	40	581	40	Recording each patent assignment per property (times number of properties)	0.00
146	690	246	345	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00
149	690	249	345	For each additional invention to be examined (37 CFR § 1.129(b))	0.00

Other fee (specify) Petition to Revive Application 55.00

Other fee (specify) _____ 0.00

SUBTOTAL (3) (\$) 55.00

OFFICE OF PETITIONS
DEPUTY VICE PATENTS

TC 3700 MAIL ROOM
MAY - 9 2001

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Ian F. Burns	Registration No. (Attorney/Agent)	33,297
Signature	<i>Ian F. Burns</i>	Telephone	775-826-6160
		Date	4/20/01

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